

Before the
Federal Communications Commission
Washington D.C. 20554

In the Matter Of The Application of)
Broadview Networks, Inc.,)
For An Automatic Grant of Authority) WC Docket No. _____
To Discontinue Services Pursuant to)
Rule Section 63.71(i) and Section 214)
of the Communications Act of 1934)

SECTION 63.71(i) APPLICATION OF BROADVIEW NETWORKS, INC.

Broadview Networks, Inc., (“Broadview”), a Windstream company, through its undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. §214, and Section 63.71(i) of the Federal Communications Commission’s (“Commission”) rules, 47 C.F.R. §63.71(i), hereby files this Application for automatic grant of authority to discontinue Ground Start PBX service (the “Affected Service”) in the area of hereinafter identified. In support of this Application, Windstream submits the following information:

1. Information listed in 47 C.F.R. § 63.71(a)(1)-(4) (47 C.F.R. § 63.71(b)(2)):

a. Name and Address of Carrier (47 C.F.R. § 63.71(a)(1)-(4), (b)(2)):

Broadview Networks, Inc..
4001 North Rodney Parham Rd.
Little Rock, AR 72212

b. Date of Planned Discontinuance (47 C.F.R. § 63.71(a)(2), (b)(2)):

Broadview plans to discontinue the Affected Services on or about July 8, 2019.

c. Point of Geographic Areas of Service Affected (47 C.F.R. § 63.71(a)(3), (b)(2)):

The Affected Service will be discontinued in the area Ipswich, MA.

d. Brief Description of the Type of Service to be Affected (47 C.F.R. § 63.71(a)(4), (b)(2)):

The service to be affected includes Ground Start PBX ("the Affected Service").

2. Brief Description of the Dates and Methods of Notice to All Affected Customers (47 C.F.R. § 63.71 (b)(3)):

On May 20, 2019 Broadview caused to be sent by First Class U.S. Mail notice to the affected customer of the planned discontinuance. A copy of such notice is attached hereto as Attachment 1, which is compliant with, among other things, Section 63.71(a)(5) of the Commission's rules, 47 C.F.R. § 63.71(a)(5).

3. Regulatory Classification of Carrier (47 C.F.R. § 63.71 (a)(4)):

Broadview is non-dominant with respect to the service that it proposes to discontinue.

4. Service:

In accordance with Section 63.71(a)(1) of the Commission's rules, 47 C.F.R. § 63.71(a)(1), Broadview is submitting a copy of this Application by First Class U.S. Mail to the Massachusetts Department of Public Utilities, and to the Office of Massachusetts Governor, Charlie Baker, and also to the Secretary of Defense (at the address given in 47 C.F.R. § 63.71(a)).

5. Additional Questions Regarding This Application May be Addressed to the Undersigned.

6. Circumstances of Discontinuance.

Broadview provides the Affected Service in the above-identified area via a copper-based network that Broadview leases from Verizon. Verizon is decommissioning the copper network in this location and replacing it with fiber facilities. It is not technically feasible to provide the Affected Service via fiber loops -- i.e., the Affected Service is provided on end-of-life copper facilities that are scheduled to be decommissioned on or after July 8, 2019. One (1) business customers in this area will be affected. The Affected Customer will have the option to transition to an alternative service delivered on Verizon's fiber network, via Broadview leased fiber, or from Verizon, or through a third-party provider.

7. Conclusion

Verizon's retirement of copper facilities is the direct cause of Windstream's proposed discontinuance of the Affected Service. Thus, automatic approval concurrent with the retirement is available pursuant Commission Rule 63.71(i), 47 C.F.R. § 63.71(i) and is appropriate here. Accordingly, attached hereto as Attachment 2 is Windstream's certification in accordance with rule 63.71(i)(2), 47 C.F.R. § 63.71(i)(2). Windstream will take reasonable steps, to the extent that is able, to assure that the discontinuance of this service is not unduly disruptive to the present or future public convenience and necessity. Accordingly, Windstream respectfully requests that the Commission process this Application pursuant to Section 63.71(i).

Respectfully Submitted,

A handwritten signature in black ink that reads "Edward J. Cadieux". The signature is written in a cursive, flowing style.

Edward J. Cadieux
Regulatory Counsel
Windstream Services, LLC
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May 21, 2019

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application was served this 21st day of May 2019, by mailing true and correct copies thereof, postage prepaid, to the following persons to the addresses listed below.

Secretary of Defense
Attn: Special Assistance for Telecommunications
Pentagon
Washington, DC 20301

Massachusetts Department of Public Utilities
Attn: Mark D. Marini, Secretary
One South Station
Boston, MA 02110

Office of Governor Charles D. Baker
Statehouse, Room 280
Boston, MA 02133

A handwritten signature in black ink, reading "Edward J. Cadieux". The signature is written in a cursive style with a horizontal line underneath the name.

Edward J. Cadieux

Attachment 1

Customer Notice

Attachment 2

Certification Pursuant to Sec 63.71(i)(2)